

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

IN RE TESLA INC. STOCKHOLDER  
DERIVATIVE LITIGATION

Lead Case No. 1:22-cv-00592-DAE

(Consolidated with Case No. 1:22-cv-00611-DAE)

This Document Relates To:

## All Cases

**PLAINTIFF'S NOTICE OF SUPPLEMENTAL AUTHORITY IN FURTHER  
OPPOSITION TO DEFENDANTS' MOTION TO DISMISS SECOND AMENDED  
CONSOLIDATED COMPLAINT**

Plaintiff Alvin Janklow ("Plaintiff") respectfully submits the attached recent opinion, *Tornetta v. Musk, et al.*, C.A. No. 218-0408-KSJM (Del. Ch. Dec. 2, 2024) (attached hereto as Exhibit A), in further support of plaintiff's opposition to the motion to dismiss plaintiff's second amended consolidated complaint filed by defendant Elon Musk and nominal defendant Tesla, Inc. (ECF No. 106) ("Opposition"). *Tornetta* is relevant because it is cited and relied upon by the parties in Defendants' Motion to Dismiss Plaintiff's Second Amended Consolidated Complaint at 9-13 (ECF No. 102), Plaintiff's Opposition at 9-16, and Defendants' Reply to Plaintiff's Opposition to Defendants' Motion to Dismiss Second Amended Consolidated Complaint at 5-10 (ECF No. 113).

Dated: December 16, 2024

Respectfully submitted,

ROBBINS LLP

/s/ Shane P. Sanders

SHANE P. SANDERS (*pro hac vice*)

BRIAN J. ROBBINS

CRAIG W. SMITH (*pro hac vice*)

5060 Shoreham Place, Suite 300

San Diego, CA 92122

Telephone: (619) 525-3990

Facsimile: (619) 525-3991

E-mail: brobbins@robbinsllp.com

csmith@robbinsllp.com

ssanders@robbinsllp.com

KENDALL LAW GROUP, PLLC

JOE KENDALL

State Bar No. 11260700

3811 Turtle Creek, Blvd., Suite 1450

Dallas, TX 75219

Telephone: (214) 744-3000

Facsimile: (214) 744-3015

E-mail: jkendall@kendalllawgroup.com

*Co-Lead Counsel for Plaintiffs*

1683226

**CERTIFICATE OF SERVICE**

I hereby certify on December 16, 2024, a copy of the foregoing document was served on defense counsel via e-mail.

/s/ Shane P. Sanders  
SHANE P. SANDERS